IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY NINTH DAY OF SEPTEMBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE R.SUBHASH REDDY

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WRIT PETITION NO : 23872 of 2001

Between:

1. G.Srihari, s/o Kameswara Rao,

aged 30 years, r/o Bobbarlanka,

East Godavari District

And 3 others.

..... PETITIONER

AND

1. The District Collector (Revenue),

Kakinada, East Godavari District

And 2 others.

...RESPONDENTS

* * *

ORDER:

Questioning the auction notice dated 12th November 2001 issued by the Assistant Director of Fisheries, Kakinada, the present writ petition has been filed by the petitioners (four in number), who are residents of Bobbarlanka, East Godavari District.

2. It is the case of the petitioners that they are small farmers and depending on catching fish and juvenile prawns in a water source of (1) Rali Arm West (2) Rali Arm East (3) Dawaleswaram Arm West and (4) Bobbarlanka Wire. The impugned notice is questioned on various grounds and the auction was notified for the period 2001-2002 only.

3. In the counter-affidavit filed on behalf of the respondents it is stated that auction was notified on 12.11.2001 and the petitioners are concerned to only two areas i.e., Rali Arm East and Dowlaiswaram Arm West and these two areas could not be disposed of by way of auction, as there was no bidders on the date of auction i.e., 20th November 2001. It is also stated that the period for which the proposed auction was notified in the impugned auction notice was also over by 30th June 2002.

4. In that view of the matter, the very subject matter of the writ petition has become infructuous. No further orders need be passed at this stage.

5. The writ petition is, accordingly, dismissed. No costs.

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R.SUBHASH REDDY, J.

Date: 29th September 2005

BSB